

**COMMONWEALTH OF MASSACHUSETTS**  
**State Building Code (780 CMR) Appeals Board**  
**Board's Ruling on Appeal<sup>1</sup>**

**Docket No. 08-626**

Appellant(s): Regina DaPrato

vz. Appellee(s): City/Town of Marshfield  
Michael Clancy

**Procedural History**

This matter came before the State Building Code Appeals Board ("Board") on the Appellant's appeal filed pursuant to 780 CMR 122.1. In accordance with 780 CMR 122.3, the Appellant requested that the Board grant her a variance from 780 CMR 1013.0 and 1013.5, for Marshfield High School, 167 Forest Street, Marshfield, MA. In accordance with GL c. 30A, §§10 & 11; GL c. 143, §100; 801 CMR 1.02 *et. seq.*; and 780 CMR 122.3.4, the Board convened a public hearing on September 4, 2008 where all interested parties were provided with an opportunity to testify and present evidence to the Board.

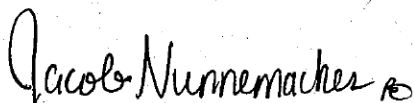
The Appellant appeared for the hearing *pro se*. Michael Clancy and others were present as indicated on the sign-in sheet which is on file at the Department of Public Safety.

**Discussion**

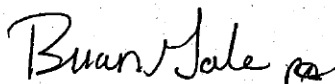
A motion was made to grant the Appellant's request for a variance from 780 CMR 1013.0 and 1013.5, for the bleacher seating based on the fact that the Marshfield Building Official has no objection to the granting of the variance. The Board noted that these units appear to be of low safety risk and there would be significant hardship placed on the appellant if the variance were denied. There was a second on the motion and a board vote was taken, which was unanimous.

**Conclusion**

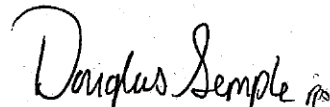
**The Appellant's request for a variance from 780 CMR 1013.0 and 1013.5, is hereby granted and so ordered<sup>2</sup> on this date: September 4, 2008.**



Jacob Nunnemacher



Brian Gale



Douglas Semple

<sup>1</sup> This is a concise version of the Board's decision. You may request a full written decision within 30 days of the date of this decision. Requests must be in writing and addressed to: Department of Public Safety, State Building Code Appeals Board, Program Coordinator, One Ashburton Place, Room 1301, Boston, MA 02108

<sup>2</sup> In accordance with M.G.L. c. 30A, §14, any person aggrieved by this decision may appeal to the Superior Court within 30 days after the date of this decision.